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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

ANGEL ALCARAZ DOMINGUEZ,

Defendant and Appellant.

D037256, D037257

(Super. Ct. Nos. SF120808,  
SCS146419)

CONSOLIDATED APPEALS from judgments of the Superior Court of San Diego County, Charles R. Gill, Judge. Affirmed.

In superior court case number SF120808, Angel Alcaraz Dominguez entered a negotiated guilty plea to possessing methamphetamine. (Health & Saf. Code, § 11377, subd. (a).) The court suspended imposition of sentence and placed him on three years' probation, including a condition he obey all laws. In case No. SCS146419, Dominguez entered a negotiated guilty plea to possessing methamphetamine. At an evidentiary hearing in case No. SF120808, the court found Dominguez violated probation by

possessing methamphetamine. The court revoked probation in case No. SF120808 and sentenced Dominguez to prison for the two-year middle term. It imposed a concurrent three-year upper term in case No. SCS146419.

### FACTS

November 15, 1997, officers found 5.34 grams of methamphetamine in Dominguez's pocket during an arrest on a warrant. On October 25, 2000, National City police officers were searching a residence for a parolee and saw Dominguez sleeping in the garage. Dominguez was on probation and had waived his Fourth Amendment rights. In Dominguez's shoe, the officers found methamphetamine.

### DISCUSSION

Appointed appellate counsel has filed a brief setting forth the evidence in the superior court. Counsel presents no argument for reversal but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436. Pursuant to *Anders v. California* (1967) 386 U.S. 738 counsel refers to as possible but not arguable issues: (1) whether Dominguez has standing to challenge the residential search in case No. SCS146419; and (2) whether Dominguez can challenge the residential search because he was on probation and had waived his Fourth Amendment rights.

We granted Dominguez permission to file a brief on his own behalf. He has not responded. A review of the entire record pursuant to *People v. Wende, supra*, 25 Cal.3d 436, including the possible issues referred to pursuant to *Anders v. California, supra*, 386 U.S. 738, has disclosed no reasonably arguable appellate issue. Competent counsel has represented Dominguez on this appeal.

DISPOSITION

The judgments are affirmed.

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KREMER, P. J.

WE CONCUR:

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HUFFMAN, J.

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O'ROURKE, J.